State Court of Fulton County
E-FILED
17EV004601
5/10/2018 2:27 PM
LeNora Ponzo, Clerk
Civil Division

IN THE STATE COURT OF FULTON COUNTY
STATE OF GEORGIA

JANICE OSEI,

      Plaintiff,

v.

TBC CORPORATION d/b/a NATIONAL TIRE
AND BATTERY,

      Defendant.

CIVIL ACTION NO. 17EV004601F

ORDER ENTERING DEFAULT JUDGMENT

This action to recover damages for personal injuries was filed on June 23, 2015. Defendant was served but did not file an Answer or otherwise respond to the Complaint within the time permitted by law. Plaintiff then filed her pending motion for default judgment, and the matter was set before this Court on its Civil Motions calendar for April 23, 2018. Notice of the calendar was published in the Fulton County Daily Report, as required by law. Notice was also provided directly to counsel and the parties. At the call of the case for trial, Plaintiff appeared with counsel. Defendant failed to appear. Nor was a representative of Defendant present.

After considering the evidence and testimony from Plaintiff, and after considering the entire record in this case, this Court finds that final judgment is warranted in this case. Initially, this Court notes that the Defendant was personally served with the Complaint and Summons and failed to file any response to the Complaint. Therefore, this Court finds that Defendant is in default.

With a hearing on Default having been held pursuant to O.C.G.A. § 9-11-55, and all evidence in the record being considered, including the testimony of Plaintiff, this Court finds there being no just reason for delay, **FINAL JUDGMENT** is hereby entered in favor of Plaintiff

and against Defendant in the **TOTAL AMOUNT of $68,300.97**, consisting of special damages

in the amount of **$13,800.97**, punitive damages in the amount of **$50,000.00**, plus costs of

$270.00, plus post judgment interest as contemplated by O.C.G.A. § 7-4-12.

      SO ORDERED, this 10th day of May, 2018.

                                              _____

                                              The Honorable Eric Richardson
                                              Judge, State Court of Fulton County

Copies to:
Counsel of record and/or pro se parties via eFileGA